

THIS OPINION WAS NOT WRITTEN FOR PUBLICATION

The opinion in support of the decision being entered today (1) was not written for publication in a law journal and (2) is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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REXFORD A. MAUGANS, EDWARD N. KNICKERBOCKER  
and GEORGE W. KNIGHT  
Junior Party<sup>1</sup>

v.

CHRISTOPHER ROSS DAVEY, THOMAS CRAIG ERDERLY  
ASPY KEKI MEHTA and CHARLES STANLEY SPEED  
Senior Party<sup>2</sup>

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Patent Interference No. 103,963

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<sup>1</sup> Serial No. 08/688,417, filed July 30, 1996. Assignee for The Dow Chemical Company. Accorded benefit of Application 08/452,473, filed May 26, 1995, abandoned; Application 08/339,533, filed November 15, 1994, abandoned; and Application 08/053,580, filed April 27, 1993, abandoned.

<sup>2</sup> Patent No. 5,322,728, issued June 21, 1994, Serial No. 07/981,029, filed November 24, 1992. Assignee for Exxon Chemical Patents, Inc.

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Before URYNOWICZ, CAROFF and DOWNEY, Administrative Patent Judges.

DOWNEY, Administrative Patent Judge.

### **REQUEST FOR ENTRY OF ADVERSE JUDGEMENT**

Judgment pursuant to 37 C.F.R. § 1.662(a)

Davey et al., the senior party, have filed pursuant to 37 CFR § 1.662(a), a request for entry of an adverse judgment as to all the claims which correspond to the count in this interference (Paper No. 101).

Accordingly, JUDGMENT as to the subject matter of the count in issue is hereby awarded to Rexford A. Maugans, Edward N. Knickerbocker and George W. Knight, the junior party and against Christopher Ross Davey, Thomas Craig Erderly, Aspy Keki Mehta and Charles Stanley Speed, the senior party. On this record, Maugans et al. is entitled to a patent containing claims 7-10 corresponding to the count and Davey et al.

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are not entitled to their patent containing claims 9-15 corresponding to the count.

STANLEY M. URYNOWICZ, JR. )	)	
Administrative Patent Judge	)	
	)	
	)	BOARD OF PATENT
MARC L. CAROFF	)	
Administrative Patent Judge	)	APPEALS AND
	)	
	)	INTERFERENCES
	)	
MARY F. DOWNEY )	)	
Administrative Patent Judge	)	

MFD/caw

Interference No. 103,963

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